



ADMINISTRATION

OFFICE OF THE DEPUTY CHIEF MANAGEMENT OFFICER  
9010 DEFENSE PENTAGON  
WASHINGTON, DC 20301-9010

DEC 3 2014

MEMORANDUM FOR COMMITTEE MANAGEMENT SECRETARIAT  
GENERAL SERVICES ADMINISTRATION

SUBJECT: Committee Charter and Membership Balance Plan Consultation – *Department of Defense Military Family Readiness Council*

The Department of Defense, pursuant to the Federal Advisory Committee Act of 1972, as amended, intends to renew the charter for the *Department of Defense Military Family Readiness Council* (attached). The Council will operate under the provisions of the Federal Advisory Committee Act of 1972, as amended and in accordance with 41 CFR § 102-3.50.

Prior to filing the Council's charter with the Library of Congress and the appropriate congressional committees, the Department of Defense respectfully requests that the Committee Management Secretariat review and approve the proposed charter and membership balance plan (attached). Both documents have been reviewed and approved by the Office of the General Counsel for the Department of Defense.

If you should have any questions about this charter please contact, Len O'Reilly, at 703-692-5949.

James D. Freeman II  
Advisory Committee Management  
Officer for the Department of Defense

Attachments  
Proposed Charter  
Proposed Membership Balance Plan

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Department of Defense Military Family Readiness Council

1. Committee's Official Designation: The committee will be known as the Department of Defense Military Family Readiness Council ("the Council").
2. Authority: The Secretary of Defense, in accordance with 10 U.S.C. § 1781a, as amended, the Federal Advisory Committee Act (FACA) of 1972 (5 U.S.C., Appendix, as amended) and 41 C.F.R. § 102-3.50(a), established the Council.
3. Objectives and Scope of Activities: The Council will review and make recommendations to the Secretary of Defense regarding the policy and plans required under 10 U.S.C. § 1781b, monitor requirements for the support of military family readiness by the Department of Defense (DoD), and evaluate and assess the effectiveness of the military family readiness programs and activities of the DoD, as set out in paragraph four below.
4. Description of Duties: The Council, no later than February 1<sup>st</sup> of each year, shall submit a report to the Secretary of Defense and the congressional defense committees on military family readiness. Each report, at a minimum, will include the following:
  - a. An assessment of the adequacy and effectiveness of the military family readiness programs and activities of the DoD during the preceding fiscal year in meeting the needs and requirements of military families.
  - b. Recommendations on actions to be taken to improve the capability of the military family readiness programs and activities of the DoD to meet the needs and requirements of military families, including actions relating to the allocation of funding and other resources to and among such programs and activities.
5. Agency or Official to Whom the Committee Reports: The annual report referenced in paragraph 4 above will be submitted to the Secretary of Defense and the congressional defense committees. The USD(P&R), pursuant to DoD policy, may act upon the Council's advice and recommendations.
6. Support: The DoD, through the Office of the Under Secretary of Defense for Personnel and Readiness (USD(P&R)), provides support, as deemed necessary, for the Council's performance and functions, and ensures compliance with the requirements of the FACA, the Government in the Sunshine Act of 1976 (5 U.S.C. § 552b, as amended) ("the Sunshine Act"), governing Federal statutes and regulations, and established DoD policies and procedures.
7. Estimated Annual Operating Costs and Staff Years: The estimated annual operating cost, to include travel, meetings, and contract support, is approximately \$343,000.00. The estimated annual personnel costs to the DoD are 2.5 full-time equivalents.
8. Designated Federal Officer: The Council's Designated Federal Officer (DFO) must be a full-time or permanent part-time DoD employee, appointed in accordance with established DoD policies and procedures.



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The Council's DFO is required to attend all meetings of the Council and its subcommittees for the entire duration of each and every meeting. However, in the absence of the Council's DFO, a properly approved Alternate DFO, duly appointed to the Council according to established DoD policies and procedures, must attend the entire duration of all meetings of the Council and its subcommittees.

The DFO, or the Alternate DFO, calls all meetings of the Council and its subcommittees; prepares and approves all meeting agendas; adjourns any meeting when the DFO, or the Alternate DFO, determines adjournment to be in the public interest or required by governing regulations or DoD policies and procedures.

9. Estimated Number and Frequency of Meetings: The Council meets at the call of the Council's DFO, in consultation with the Council's chair. The estimated number of Council meetings is two per year.
10. Duration: The need for this advisory function is on a continuing basis; however, this charter is subject to renewal every two years.
11. Termination: The Council will terminate upon repeal of 10 U.S.C. § 1781a, as amended.
12. Membership and Designation: The Council, pursuant to 10 U.S.C. § 1781a, as amended, will be composed of 18 members, appointed as specified below:
  - a. The USD(P&R), who shall serve as chair of the Council. The Principal Deputy Under Secretary of Defense for Personnel and Readiness, as approved by the Secretary of Defense, may, in the absence of the USD(P&R), serve as the Council's chair with all rights and privileges thereunto.
  - b. One representative from each of the Army, Navy, Marine Corps, and Air Force, each of whom shall be a member of the armed force to be represented.
  - c. The Secretary of Defense has approved the following *ex officio* appointments for a two-year term of service with annual renewals:
    1. Army – the Assistant Chief of Staff for Installation Management;
    2. Navy – the Chief of Naval Personnel;
    3. Air Force – the Deputy Chief of Staff for Manpower and Personnel; and
    4. Marine Corps – the Deputy Commandant for Manpower and Reserve Affairs.
  - d. One representative of the Army National Guard or the Air National Guard, who may be a member of the National Guard.

The Secretary of Defense, based upon the recommendation of the Chief, National Guard Bureau through the USD(P&R) shall appoint one individual to serve on the Council. If the Secretary appoints a person who is a full-time or permanent part-time Federal employee, then that individual will be appointed as a regular government employee

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(RGE) member. If the Secretary appoints a person who is not a full-time or permanent part-time federal officer or employee or a member of the Army or Air National Guard, then that individual will be appointed as an expert or consultant under the authority of 5 U.S.C. § 3109 to serve as a special government employee (SGE) member.

Representation on the Council will rotate between the Army National Guard and Air National Guard every two years on a calendar year basis with annual renewals.

- e. One spouse or parent of a member of each of the Army, Navy, Marine Corps, and Air Force, two of whom shall be the spouse or parent of an active component member and two of whom shall be the spouse or parent of a reserve component member.

The Secretary of Defense shall appoint these individuals based upon the recommendation of the USD(P&R). Spouse or parent nominees of Regular Component members shall begin with the Army and Navy followed by the Air Force and Marine Corps. Spouse or parent nominees of Reserve Component members shall begin with the Air Force and Marine Corps followed by the Army and the Navy. A spouse or parent of a member of the Regular or Reserve Component appointed by the Secretary of Defense, unless he or she is a full-time or permanent part-time Federal officer or employee, will be appointed to the Council as an expert or consultant under the authority of 5 U.S.C. § 3109 and serve as a SGE member. The term of service for these members shall be two years with annual renewals.

- f. Three individuals appointed by the Secretary of Defense from among representatives of military family organizations, including military family organizations of families of members of the regular components and families of members of the reserve components.

For the period 2012-2015, the following military family organizations are invited to serve on the Council: the National Military Family Association, the American Red Cross, and the Blue Star Families. Individuals appointed by the Secretary of Defense from these three organizations who are not full-time or permanent part-time federal officers or employees shall be appointed as experts or consultants under the authority of 5 U.S.C. § 3190 to serve as a SGE member. The term of service shall be three years with annual renewals.

- g. The senior enlisted advisors from each of the Army, Navy, Marine Corps, and Air Force, except that two of these members may instead be selected from among the spouses of the senior enlisted advisors.

The Secretary of Defense shall appoint two Senior Enlisted Advisors beginning with the Navy and Marine Corps and followed by the Army and Air Force. The Secretary of Defense shall appoint two spouses of Senior Enlisted Advisers beginning with the Army and Air Force and followed by the Navy and Marine Corps. A spouse of a Senior Enlisted Advisor of the Army, Navy, Air Force or Marine Corps appointed by the Secretary of Defense, unless he or she is a full-time or permanent part-time Federal officer or employee, shall be appointed to the Council as an expert or consultant under the authority of 5 U.S.C. § 3109 and serve as a SGE member. The term of service for



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Senior Enlisted Advisors shall be two years with annual renewals. The term of service for spouses of Senior Enlisted Advisors shall be either two years or until the conclusion of the Service member's tour of duty as Senior Enlisted Advisor during which the spouse was appointed to the Council, whichever is earlier, with annual renewals.

- h. The Director of the Office of Community Support for Military Families with Special Needs ("the Director").

The Director is appointed as a regular government (*ex officio*) member of the Council. The Director may send someone to attend a council meeting if he or she is unable to attend; however, this person will not engage in Council deliberations, vote on matters before the Council, or count toward a quorum.

Council members are not compensated for service on the Council, but each member is reimbursed for travel and per diem as it pertains to official business of the Council.

13. Subcommittees: The DoD, when necessary and consistent with the Council's mission and DoD policies and procedures, may establish subcommittees, task forces, or working groups to support the Council. Establishment of subcommittees will be based upon a written determination, to include terms of reference, by the Secretary of Defense, the Deputy Secretary of Defense, or the USD(P&R), as the Council's DoD Sponsor.

Such subcommittees will not work independently of the Council, and will report all of their recommendations and advice solely to the Council for full and open deliberation and discussion. Subcommittees, task forces, or working groups have no authority to make decisions and recommendations, verbally or in writing, on behalf of the Council. No subcommittee or any of its members can update or report, verbally or in writing, on behalf of the Council, directly to the DoD or any Federal officers or employees.

All subcommittee members must be appointed by the Secretary of Defense or the Deputy Secretary of Defense to a term of service of one-to-four years, with annual renewals, even if the individual in question is already a member of the Council, and no subcommittee member will serve more than two consecutive terms of service, unless authorized by the Secretary of Defense or the Deputy Secretary of Defense. Subcommittee members who are not full-time or permanent part-time Federal employees will be appointed as experts or consultants pursuant to 5 U.S.C. § 3109, to serve as SGE members. Subcommittee members who are full-time or permanent part-time Federal employees will be appointed pursuant to 41 C.F.R. § 102-3.130(a), to serve as a RGE member. With the exception of reimbursement of official travel and per diem related to the Council or its subcommittees, subcommittee members will serve without compensation.

All subcommittees operate under the provisions of FACA, the Sunshine Act, governing Federal statutes and regulations, and established DoD policies and procedures.

14. Recordkeeping: The records of the Council and its subcommittees shall be handled according to Section 2, General Records Schedule 26 and governing DoD policies and

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procedures. These records will be available for public inspection and copying, subject to the Freedom of Information Act of 1966 (5 U.S.C. § 552, as amended).

15. Filing Date:

Membership Balance Plan  
Department of Defense Military Family Readiness Council

Agency: Department of Defense (DoD)

1. Authority: The Secretary of Defense, in accordance with 10 U.S.C. § 1781a (as amended), the Federal Advisory Committee Act (FACA) of 1972 (5 U.S.C., Appendix, as amended) and 41 C.F.R. § 102-3.50(a), established the Department of Defense Military Family Readiness Council ("the Council").
2. Mission/Function:
  - a. The Council's duties include:
    - 1) Review and make recommendations to the Secretary of Defense regarding the policy and plans required under 10 U.S.C. § 1781b.
    - 2) Monitor requirements for the support of military family readiness by the DoD.
    - 3) Evaluate and assess the effectiveness of the military family readiness programs and activities for the DoD.
  - b. The Council, no later than February 1<sup>st</sup> of each year, shall submit to the Secretary of Defense and the congressional defense committees a report on military family readiness. Each report, at a minimum, shall include the following:
    - 1) An assessment of the adequacy and effectiveness of the military family readiness programs and activities of the DoD during the preceding fiscal year in meeting the needs and requirements of military families.
    - 2) Recommendations on actions to be taken to improve the capability of the military family readiness programs and activities of the DoD to meet the needs and requirements of military families, including actions relating to the allocation of funding and other resources to and among such programs and activities.
3. Points of View: The Council will be comprised of no more than 18 members.
  - a. The Council, pursuant to 10 U.S.C. § 1781a(b), as amended, shall be comprised of 18 members, appointed as specified below:
    - 1) The Under Secretary of Defense for Personnel and Readiness (USD(P&R)) as the Council's Chairperson.
    - 2) The senior enlisted advisors from each of the Army, Navy, Marine Corps, and Air Force, except that two of these members may instead be selected from among the spouses of the senior enlisted advisors.

The Secretary of Defense shall appoint two Senior Enlisted Advisors beginning with the Navy and Marine Corps and followed by the Army and Air Force. The Secretary



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of Defense shall appoint two spouses of Senior Enlisted Advisors beginning with the Army and Air Force and followed by the Navy and Marine Corps. A spouse of a Senior Enlisted Advisor of the Army, Navy, Air Force or Marine Corps appointed by the Secretary of Defense, unless he or she is a full-time or permanent part-time Federal officer or employee, shall be appointed to the Council as an expert or consultant under the authority of 5 U.S.C § 3109 and serve as a special government employee (SGE). The term of service for Senior Enlisted Advisors shall be two years with annual renewals. The term of service for spouses of Senior Enlisted Advisors shall be either two years or until the conclusion of the Service member's tour of duty as Senior Enlisted Advisor during which the spouse was appointed to the Council, whichever is earlier, with annual renewals.

- 3) The Director of the Office of Community Support for Military Families with Special Needs.

b. In addition, the Secretary of Defense must appoint:

- 1) One representative from each of the Army, Navy, Marine Corps, and Air Force, each of whom shall be a member of the armed force to be represented.
- 2) One representative of the Army National Guard or the Air National Guard, who may be a member of the National Guard.
- 3) One spouse or parent of a member of each of the Army, Navy, Marine Corps, and Air Force, two of whom shall be the spouse or parent of an active component member and two of whom shall be the spouse or parent of a reserve component member.
- 4) Three individuals appointed by the Secretary of Defense, from among representatives of military family organizations, including military family organizations of families of members of the regular components and families of members of the reserve components.

With regard to meeting the requirements of 3b(1) above, the Secretary of Defense, based upon the USD(P&R) recommendation, appoints the senior military personnel officer from the Army, Navy, Marine Corps, and the Air Force to the Council. These officers, normally in the grade of Lieutenant General and Vice Admiral, are responsible for military and civilian personnel policy oversight and program management of their respective Military Services, to include all family related programs and policies for military, retired military members, and their families. Each officer in this appointment category is appointed a regular Government (ex officio) member of the Council, and serves a two-year term of service, renewed on an annual basis.

With regard to meeting the requirement of 3b(2) above, the Secretary of Defense has directed the Director, National Guard Bureau through the USD(P&R) to nominate an individual to represent the Army and the Air National Guard beginning with the Air National Guard. The Director, National Guard Bureau, in considering potential nominees, will select someone with



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a broad knowledge about the complex issues facing National Guard members, their spouses, and children. Ideally, the nominee will have experience with pre-deployment, deployment and post-deployment issues, to include employer support of National Guard members. If the Secretary of Defense appoints a person who is a full-time or permanent part-time Federal officer or employee or a member of the Army or Air National Guard, then he or she shall be appointed as a regular government employee. But, if the Secretary appoints a person who is not a full-time or permanent part-time federal officer or employee or a member of the Army or Air National Guard, then he or she shall be appointed as an expert or consultant under the authority of 5 U.S.C. § 3109 to serve as a SGE member of the Council. Representation on the Council shall rotate between the Army National Guard and the Air National Guard every two years on a calendar basis with annual renewals.

With regard to meeting the requirements of 3b(3) above, the Secretary of Defense has directed the USD(P&R), in consultation with the Secretaries of the Military Departments, to nominate four individuals who are either the spouse or parent of a member of the Army, Navy, Marine Corps and Air Force, two of whom shall be the spouse or parent of a Regular Component member and two of whom shall be the spouse or parent of a Reserve Component member. The USD(P&R) and the Secretaries of the Military Departments, in considering potential nominees, will select individuals with a broad understanding of the complex socio-economical issues facing Regular and Reserve Component members of the Military Services, their spouses, and their children. Ideally, the nominee will have experience with pre-deployment, deployment and post-deployment issues. Spouse or parent nominees of Regular Component members shall begin with the Army and Navy followed by the Air Force and Marine Corps. Spouse or parent nominees of Reserve Component members shall begin with the Air Force and Marine Corps followed by the Army and the Navy. A spouse or parent of a member of the Regular or Reserve Component appointed by the Secretary of Defense, unless he or she is a full-time or permanent part-time Federal officer or employee, shall be appointed to the Council as an expert or consultant under the authority of 5 U.S.C. § 3109 and serve as a SGE. The term of service for all individuals appointed under 3b(3) above, shall be limited to two years, with annual renewals.

With regard to meeting the requirements of 3b(4) above, the Secretary of Defense has directed the USD(P&R) to develop a plan that balances the rotation of representatives of military family organizations among the major, nationally recognized military family organizations, to include a balance among those representing families of members of both the Regular and the Reserve Components. Once approved by the Secretary of Defense, this rotational plan will be reviewed, updated if necessary, and approved by the Secretary every three years. In developing the rotational plan, the USD(P&R) strives to ensure a balance among organizations that support all ranks and Military Services. Organizations identified by the USD(P&R) and approved by the Secretary of Defense will nominate potential candidates for the USD(P&R) consideration, and subsequent nomination to the Secretary of Defense. Individuals appointed by the Secretary of Defense under 3b(4) above represent the interests of all military family organizations and, as such, shall not be considered representative members. Instead, each individual appointed by the Secretary of Defense who is not a full-time or permanent part-time Federal officer or employee shall be appointed as an expert or



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consultant under the authority of 5 U.S.C. § 3109 to serve as a SGE. The term of service for all appointees meeting the requirements of 3b(4) above is three years, with annual renewals.

Each member, based upon his or her individual and professional experience, provides his or her best judgment on matters before the Council, and he or she does so without representing any particular point of view and in a manner that is free from conflict of interest. Council members appointed by the Secretary of Defense, who are not full-time or permanent part-time Federal officers or employees, shall be appointed to serve as experts or consultants under the authority of 5 U.S.C. § 3109 and to serve as SGE members. Board members shall be appointed on an annual basis by the Secretary of Defense.

The Secretary of Defense may appoint experts or consultant, with relevant experience, to assist the Council on an ad-hoc basis. These non-member experts and consultants, who do not count toward the Council's total membership, shall be appointed to serve as SGEs under the authority of 5 U.S.C. § 3109; however, these experts or consultants have no voting rights on the Council and are prohibited from engaging in Council deliberations.

4. Other Balance Factors: NA
5. Candidate Identification Process: DoD, in selecting potential candidates for those members where the Department has discretion, reviews the educational and professional credential of professionals who work for military family organizations supporting Service members and their families and the personal experiences of parents and spouses of Service members and, members of the National Guard as it relates to military family issues.

As a result of statutory requirement, the Secretary of Defense has directed the Director, National Guard and the USD(P&R) to take specific steps outlined in section 3 above, for certain categories of members.

The Council's Designated Federal Officer (DFO) works with the various stakeholders, to include senior DoD officers and employees, to identify potential candidates. Where the Department has latitude, the DFO, in consultation with the Deputy Assistant Secretary of Defense for Military Community and Family Policy, reviews the credentials of each individual and narrows the list of potential candidates. During this review, he or she strives to achieve a balance between the educational and professional credentials of the individuals and the anticipated subject matters to be reviewed by the Council to achieve expertise in points of view represented and functions to be performed.

After the list of candidates has been narrowed, it is forwarded to the USD(P&R) for review and formal nomination to the Secretary of Defense or the Deputy Secretary of Defense. Prior to nominating the potential candidates, the list of candidates undergo a review by the Special Assistant to the Secretary of Defense for White House Liaison and the Advisory Committee Management Officer to ensure compliance with Federal and DoD governance requirements, including compliance with the Council's charter and membership balance plan and guidance issued by the Office of Management and Budget concerning registered Federal lobbyists. Following this review, the USD(P&R) discusses the appointments with and obtains approval



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by the Secretary or Deputy Secretary of Defense to proceed with the appointments. Pursuant to DoD policy, only the Secretary or the Deputy Secretary of Defense can invite or approve the appointment of individuals to serve on DoD established or supported advisory committees and subcommittees.

Following approval by the Secretary of Defense or the Deputy Secretary of Defense, the candidates are required to complete the necessary appointment paperwork, to include meeting ethics requirements stipulated by the Office of Government Ethics for advisory committee members who are appointed as SGE members.

The Secretary of Defense or the Deputy Secretary of Defense may approve the appointment of members to the Council, to include its subcommittees, for one-to-four year terms of service, with annual renewals. However, no member, unless authorized by the Secretary of Defense or the Deputy Secretary of Defense, may serve more than two consecutive terms of service on the Council, to include its subcommittees.

Membership vacancies for the Council and its subcommittees will be filled in the same manner as described in the previous five paragraphs above.

6. Subcommittee Balance: The DoD, when necessary and consistent with the Council's mission and DoD policies and procedures, may establish subcommittees, task forces, or working groups to support the Council.

The Secretary of Defense or the Deputy Secretary of Defense shall approve the appointment of subcommittee members in the same manner as members of the Council. Individuals considered for appointment to any subcommittee of the Council may come from the Council itself or from new nominees, as recommended by the USD(P&R) and based upon the subject matters under consideration, but they must be approved by the Secretary of Defense or the Deputy Secretary of Defense before participating in any subcommittee work.

Subcommittee members, if not full-time or permanent part-time government employees, shall be appointed as experts or consultants, pursuant to 5 U.S.C. § 3109, to serve as SGE members, whose appointments must be renewed annually. Those individuals who are not full-time or permanent part-time Federal employees shall serve as RGE members, with annual renewals. No subcommittee member may serve more than two consecutive terms of service without the Secretary of Defense or the Deputy Secretary of Defense approval.

7. Other: As nominees are considered for appointment to the Council, the DoD adheres to the Office of Management and Budget's Revised Guidance on Appointment of Lobbyists to Federal Committees, Boards, and Commissions (79 FR 47482; August 13, 2014) and the rules and regulations issued by the Office of Government Ethics.

8. Date Prepared/Updated: